

Express Mail Label No. ER630851042US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Stanley J. Checketts; Ned R. Hansen, Ph.D.; Quin R. Checketts;
Lawrence E. Allen; Dody Bachtar; Benjamin Clegg;
and Michael Kent Winger

Serial No.:

Filed:

For: Variably Curved Track-mounted Amusement Ride

Group Art Unit:

Examiner:

Attorney Docket No.: PSSSSQ-C

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMBINED DECLARATION AND POWER OF ATTORNEY

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL,
CONTINUATION OR C-I-P)

As a below-named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaration is of the following type: original declaration.

INVENTORSHIP IDENTIFICATION

My residence, post office address, and citizenship are as stated below next to my name. I believe I am the original, first, and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TITLE OF INVENTION

Variably Curved Track-mounted Amusement Ride

SPECIFICATION IDENTIFICATION

the specification of which is enclosed herewith.

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 Code of Federal Regulations § 1.56.

PRIORITY CLAIM (35 U.S.C. § 119)

I hereby claim foreign priority benefits under Title 35 United States Code § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

No such applications have been filed.

CLAIM FOR BENEFIT OF EARLIER U.S. APPLICATION UNDER 35 U.S.C. 120

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, I acknowledge the duty to disclose information that is material to the examination of this application, namely, information where there is substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent, which occurred between the filing date of the prior application(s) and the national filing date of this application.

U.S. application no. 10/262,327, which was filed 10/01/2002, and which is currently pending

POWER OF ATTORNEY

I hereby appoint the following attorney to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Thompson E. Fehr
Registration No. 31,353

SEND CORRESPONDENCE TO:

Thompson E. Fehr
Suite 300
Goldenwest Corporate Center
5025 Adams Avenue
Ogden, Utah 84403

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Thompson E. Fehr
(801) 393-6292

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURES

Full name of first joint inventor: Stanley J. Checketts

Inventor's signature _____

Date: _____ **Country of Citizenship:** United States of America

Residence: Providence, Utah

Post Office Address: 900 East Canyon Road
Providence, Utah 84332

Full name of second joint inventor: Ned R. Hansen, Ph.D.

Inventor's signature _____

Date: _____ **Country of Citizenship:** United States of America

Residence: Hyde Park, Utah

Post Office Address: 780 East 300 North
Hyde Park, Utah 84318

Full name of third joint inventor: Quin R. Checketts

Inventor's signature _____

Date: _____ **Country of Citizenship:** United States of America

Residence: Providence, Utah

Post Office Address: 672 East Center Street
Providence, Utah 84332

Full name of fourth joint inventor: Lawrence E. Allen

Inventor's signature _____

Date: _____ **Country of Citizenship:** United States of America

Residence: Wellsville, Utah

Post Office Address: 3915 South Highway 23
Wellsville, Utah 84339

Full name of fifth joint inventor: Dody Bachtar

Inventor's signature _____

Date: _____ **Country of Citizenship:** United States of America

Residence: Layton, Utah

Post Office Address: 1847 East 2050 North
Layton, Utah 84040

Full name of sixth joint inventor: Benjamin Clegg

Inventor's signature _____

Date: _____ **Country of Citizenship:** United States of America

Residence: Hyde Park, Utah

Post Office Address: 335 South 50 East
Hyde Park, Utah 84318

Full name of seventh joint inventor: Michael Kent Winger

Inventor's signature _____

Date: _____ **Country of Citizenship:** United States of America

Residence: Smithfield, Utah

Post Office Address: 352 Robin Street
Smith field, Utah 84335

This declaration ends with this page.

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STATEMENT CLAIMING SMALL ENTITY STATUS

I hereby declare that Stanley J. Checketts; Ned R. Hansen, Ph.D.; Quin R. Checketts; Lawrence E. Allen; Dody Bachtar, Benjamin Clegg; and Michael Kent Winger all qualify as independent inventors as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled Variably Curved Track-mounted Amusement Ride described in the specification filed herewith.

Stanley J. Checketts; Ned R. Hansen, Ph.D.; Quin R. Checketts; Lawrence E. Allen; Dody Bachtar, Benjamin Clegg; and Michael Kent Winger have not assigned, granted, conveyed, or licensed and are under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization to which any of them has assigned, granted, conveyed, or licensed or is under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

S & S Sports Power, Inc.

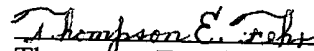
And I hereby declare that S & S Sports Power, Inc. qualifies as a small business concern under 37 CFR 1.9(d) and is under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization to which S & S Sports Power, Inc. has assigned, granted, conveyed, or licensed or is under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

No such entity exists.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

DATED this 3rd day of October, 2003.



Thompson E. Fehr

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